



#5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 2164
Examiner: Unknown

In re patent application of:

Applicant(s) : DeSouza et al.)
Serial No. : 09/730,383)
Filed : December 6, 2001)
For : E-COMMERCE APPLICATION)
SERVICE PROVIDER MICRO-BILLING)
METHOD AND SYSTEM)
Attorney Ref. : TPL 119)

**PETITION UNDER
37 C.F.R 1.47**

June 8, 2001

Commissioner for Patents
Washington, D.C. 20231

RECEIVED

JUN 12 2001

OFFICE OF PETITIONS

Sir:

The undersigned declares the following:

1. Two declarations are submitted herewith in the above-captioned patent application.
2. The above-captioned patent application has three inventors, namely, Stephen Douglas Merry, Celso Candido De Souza, and Francisco Rodolfo Eduardo Pessler. The first-named inventor is a resident of California. The other inventors are residents of Brazil.
3. The above-captioned patent application is assigned to WeBusiness USA, Inc., of California.
4. Stephen Douglas Merry is also the CEO of the assignee.
5. Stephen Douglas Merry executed powers of attorney to the undersigned and to Douglas J. Ryder, in his capacity as an inventor, as part of the declaration submitted herewith.
6. Declarations have been forwarded to the other two inventors, by airmail and by facsimile transmission, on numerous occasions, both to their WeBusiness offices in Brazil, as well as to their last-known residence addresses.

7. We have received a response to these communications from only one of the two Brazilian inventors, namely, Mr. Pessler, and thus one of the inventors has not executed a declaration in the above-captioned application.
8. Douglas J. Ryder has, on several occasions, attempted to contact the non-signing inventor by telephone, and has been unable to contact him.
9. In communicating with domestic WeBusiness representatives, Douglas J. Ryder has recently been informed that the Brazilian WeBusiness office has been closed. Based on information and belief, Mr. De Souza has expressed an uncooperative attitude with respect to the above-captioned application, and intends not to execute a declaration.
10. In view of the foregoing, it is respectfully submitted that a diligent effort has been made to contact the non-signing inventor, and to obtain an executed declaration from him. It is respectfully submitted that, despite this diligent effort, the non-signing inventor could not be reached.
11. Because the non-signing inventor could not be reached after diligent effort, applicants petition and it is respectfully requested that the declaration of the two signing inventors be accepted on their behalf, and also on behalf of the non-signing inventor.

Respectfully submitted,



Thomas M. Champagne
Registration No. 36,478
RABIN & CHAMPAGNE, P.C.
CUSTOMER NO. 23995
Telephone: (202) 659-1915
Facsimile: (202) 659-1898

TMC:lep

RECEIVED
JUN 12 2001
OFFICE OF PETITIONS



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/730,383	12/06/2000	Celso Candido De Souza	TPL 119

23995
RABIN & CHAMPAGNE, PC
1101 14TH STREET, NW
SUITE 500
WASHINGTON, DC 20005

CONFIRMATION NO. 7406

FORMALITIES LETTER



OC000000005685360

Date Mailed: 01/17/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- The oath or declaration is missing.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 420.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

RECEIVED

JUN 12 2001

OFFICE OF PETITIONS

06/11/2001 SLUANG1 00000007 09730383

02 FC:201
03 FC:205355.00 0P
65.00 0P